

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF NEW YORK

IN RE: LEE POLLOCINO
ROCCO J POLLICINO
9 WALLACE STREET
SCOTIA NY 12302

Case No.: 10-11597
Chapter 13
HEARING DATE: Aug 12, 2010

TRUSTEE'S OBJECTION TO CONFIRMATION OF CHAPTER 13 PLAN

Andrea E. Celli, Chapter 13 Standing Trustee for the Northern District of New York (the "Trustee") states the following as and for her objection to confirmation of the Chapter 13 Plan. The Debtor(s) filed the petition for relief on Apr 29, 2010.

The Proposed Plan is as follows:

\$275.00 X 40 MOS, MIN 5% TO UNSEC

The Trustee objects to the confirmation of the proposed plan on the following grounds:

The Trustee has determined that the debtor'(s)' income is above the State Median Income.

X DISPOSABLE INCOME: The Debtor(s) has/have failed to provide for the submission of all disposable income, pursuant to 11 U.S.C. Section 1325(b)(1)(B).
-NEED INFO

X INFORMATION NEEDED: The Trustee cannot determine if all provisions of 11 U.S.C. Section 1325 have been met and requests additional information to assist in her determination, as follows:
-CMI DOCS AND ATTY ANALYSIS

WHEREFORE, the Trustee respectfully requests that this Court issue an Order denying confirmation of the plan or briefly adjourning the hearing on confirmation to allow the movant to resolve the objection contained herein.

Dated: August 3, 2010

/S/ ANDREA E. CELLI
Andrea E. Celli, Chapter 13 Trustee
7 Southwoods Blvd.
Albany, New York 12211

CERTIFICATE OF MAILING

The undersigned hereby certifies that a copy of this objection was mailed this date to the parties noted below:

Dated: August 3, 2010 _____

Signed: /s/ BONNIE DUELL _____

Debtor(s) above

Attorney: MICHAEL J. O'CONNOR, ESQ.
 % O'CONNOR, O'CONNOR, ETAL
 20 CORPORATE WOODS BLVD
 ALBANY, NY 12211

Sworn to me on this the 3rd day of August, 2010.

/s/ Sandra Spring _____

Notary Public State of New York
SANDRA SPRING, NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN RENNSSELAER COUNTY #4955344
COMMISSION EXPIRES AUGUST 28, 2013